

Exhibit 1

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE GOOGLE PLAY STORE
ANTITRUST LITIGATION**

THIS DOCUMENT RELATES TO:

Epic Games Inc. v. Google LLC et al.,
Case No. 3:20-cv-05671-JD

*In re Google Play Consumer Antitrust
Litigation*,
Case No. 3:20-cv-05761-JD

*In re Google Play Developer Antitrust
Litigation*,
Case No. 3:20-cv-05792-JD

State of Utah et al. v. Google LLC et al.,
Case No. 3:21-cv-05227-JD

Case No. 3:21-md-02981-JD

**DEFENDANTS GOOGLE LLC,
GOOGLE IRELAND LIMITED,
GOOGLE COMMERCE LTD., GOOGLE
ASIA PACIFIC PTE. LTD. AND
GOOGLE PAYMENT CORP.'S
RESPONSES AND OBJECTIONS TO
PLAINTIFFS' DOCUMENT
PRESERVATION INTERROGATORIES**

Judge: Hon. James Donato

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Defendants Google LLC, Google Ireland Limited, Google Commerce Limited, Google Asia Pacific Pte. Ltd., and Google Payment Corp. (collectively, “Google”), hereby submits the following Responses and Objections (“Responses”) to Plaintiffs’ Document Preservation Interrogatories (“Interrogatories”).

GENERAL OBJECTIONS

The Objections set forth below apply to the Interrogatories and to the Definitions and each individual Interrogatory set forth therein. Unless otherwise stated, these Objections shall have the same force and effect as if set forth in full in response to each Definition and Interrogatory. Any undertaking to search for, or provide information in response to, any Interrogatory remains subject to these Objections.

1. Google incorporates by reference each and every General Objection set forth below into each and every specific Response. From time to time, a specific Response may repeat a General Objection for emphasis or some other reason. The failure to repeat any General Objection in any specific Response shall not be interpreted as a waiver of any General Objection to that Response.

2. Any information provided in response to any individual Interrogatory is made without waiver of, and subject to, the General Objections and any additional objections asserted in response to that specific Interrogatory.

3. Google objects to the Interrogatories, including the Definitions and Instructions set forth therein, to the extent that they purport to impose burdens or obligations on Google that are broader than, inconsistent with, or not authorized under the Federal Rules of Civil Procedure, the Civil Local Rules of the United States District Court for the Northern District of California, other applicable rules or law, or any order entered by the Court in, or applicable to, this action

1 (“Applicable Rules”). Subject to and without waiving any Objections, in responding to the
2 Interrogatories, Google will construe the Interrogatories in accordance with the Applicable
3 Rules.

4 4. Google objects to the Interrogatories to the extent they seek discovery of
5 information subject to an obligation of confidentiality to a third party without prior consent of
6 that third party. Google reserves the right to provide advance notice of production to third parties
7 and, where necessary or advisable, to obtain the consent of such third parties prior to production.

8 5. Google objects to the Interrogatories to the extent they seek discovery of
9 information covered by the attorney-client privilege, the work product doctrine, the common
10 interest privilege, or any other applicable privilege, immunity, or restriction on discovery. Any
11 inadvertent disclosure of privileged information by Google in response to the Interrogatories
12 shall not be deemed a waiver of any such privilege, and Google expressly requests that any party
13 that receives any such inadvertently produced privileged information produced by Google
14 immediately return and not make use of the inadvertently produced privileged information.

15 6. Google objects generally to the Interrogatories, including the Definitions and
16 Instructions set forth therein, to the extent that they are vague and ambiguous, overly broad,
17 unduly burdensome, lacking in particularity, unreasonable, or seek the discovery of information
18 that is neither relevant to the claims or defenses of any party to the pending action nor
19 proportional to the needs of the case, as well as to the extent that they are unduly burdensome
20 because they impose a significant expense and inconvenience on Google. The Responses
21 provided herein are based on a reasonable search for responsive information. Google reserves the
22 right at any time to revise, correct, add to, clarify, or supplement its Responses.

23 7. Google objects generally to the Interrogatories, including the Definitions and
24 Instructions set forth therein, to the extent that they contain inaccurate, incomplete, or misleading
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1 descriptions of facts, persons, relationships, and/or events underlying the Action. Google further
2 objects to the Interrogatories, including the Definitions and Instructions set forth therein, to the
3 extent that they assume the existence of facts that do not exist or the occurrence of events that
4 did not take place. Any Response, production of documents, or provision of information in
5 response to the Interrogatories is not intended to provide, and shall not constitute or be construed
6 as providing an admission that any factual predicate stated in the Interrogatories is accurate.

7 8. Google invokes Rule 33(d) of the Federal Rules of Civil Procedure to the extent
8 that information sought in the Interrogatories may be derived or ascertained from documents that
9 Google has produced or anticipates producing in response to Plaintiffs' Requests for Production,
10 or from an examination, audit or inspection of such documents, or that is equally obtainable from
11 public sources or from some other source or through some other means of discovery that is more
12 convenient, less burdensome, or less expensive.

13 9. Google objects to the Interrogatories to the extent they call for, or can be
14 interpreted as calling for, Google to make legal conclusions, or to the extent they assume
15 disputed issues or are phrased in such a way as to be lacking foundation, argumentative,
16 prejudicial, or otherwise improper.

17 10. Google objects to the Interrogatories to the extent the Interrogatories are not set
18 forth with sufficient particularity and/or contain terms that are insufficiently defined, vague,
19 ambiguous, or unlimited in scope. Google will respond to the Interrogatories based on its
20 understanding of the Interrogatories.

21 11. Google objects to the Interrogatories to the extent they seek discovery or
22 information that are not proportional to the needs of the case and/or not relevant to any party's
23 claims or defenses.

1 12. Google objects to the Interrogatories to the extent they seek documents or
2 discovery of information not within its possession, custody, or control, or that cannot be found
3 through a reasonable search.

4 **OBJECTIONS TO DEFINITIONS**

5 13. Google objects to the Definition of “Custodial Period” as overly broad, unduly
6 burdensome, and ambiguous, particularly to the extent that it purports to require that Google
7 preserve documents for the entire “agreed timeframe for which Google has agreed to collect,
8 search for, and produce documents for that Custodian.” Google’s obligation to preserve for this
9 litigation began only when it could have reasonably anticipated that documents and files would
10 be the subject of this litigation, i.e., no earlier than the date that Plaintiffs filed their complaints.

11 14. Google objects to the Definition of “Data Source” as overly broad, unduly
12 burdensome, vague, and ambiguous, particularly to the extent that it purports to incorporate “any
13 database, server, system, or backup system.” Google further objects to this Definition to the
14 extent that it seeks documents that are not in Google’s possession, custody, or control and not
15 reasonably accessible by Google without undue burden and/or cost. Google further objects to this
16 Definition to the extent that it purports to impose burdens or obligations on Google that are
17 broader than, inconsistent with, or not authorized under the Federal Rules of Civil Procedure

18 15. Google objects to the Definition of “Google”, “You” and “Your” as overly broad,
19 unduly burdensome, vague, and ambiguous, particularly to the extent it purports to incorporate
20 legally distinct entities whose documents would not be within Google’s possession, custody, or
21 control. Google also objects to the Definition to the extent it seeks to refer to any entity other
22 than Google LLC. Google will respond on behalf of Google LLC, Google Ireland Limited,
23 Google Commerce Limited, Google Asia Pacific Pte. Ltd., and Google Payment Corp. only and
24 not any subsidiary or affiliate of Google, or any other person or entity. Google further objects to

1 this Definition to the extent it purports to seek documents protected by the attorney-client
2 privilege, the work product doctrine, or any other applicable privilege or protection.

3 16. Google objects to the Definition of “Google Chat” as overly broad, unduly
4 burdensome, vague, and ambiguous, particularly to the extent it purports to incorporate “any
5 other type of online chat or instant messaging service for real-time communication over the
6 internet which is in Google’s possession, custody, or control and that is used by Google’s
7 employees.” Google also objects to this Definition to the extent it purports to seek documents
8 that are not relevant and/or are not proportional to the needs of the litigation. Google further
9 objects to this Definition to the extent it seeks documents not reasonably accessible by Google
10 without undue burden and/or cost. Google further objects to this Definition to the extent it
11 purports to seek documents protected by the attorney-client privilege, the work product doctrine,
12 or any other applicable privilege or protection.

13 17. Google objects to the Definition of “Chat Room” as overly broad, unduly
14 burdensome, vague, and ambiguous, particularly to the extent that it seeks chats that are not
15 relevant and/or are not proportional to the needs of the litigation. Google further objects to this
16 Definition to the extent it seeks documents not reasonably accessible by Google without undue
17 burden and/or cost. Google further objects to this Definition to the extent it purports to seek
18 documents protected by the attorney-client privilege, the work product doctrine, or any other
19 applicable privilege or protection.

20 18. Google objects to the Definition of “Text Message” as overly broad, unduly
21 burdensome, vague, and ambiguous. Google further objects to this Definition to the extent that it
22 seeks documents that are not in Google’s possession, custody or control and not reasonably
23 accessible by Google without undue burden and/or cost. Google further objects to this Definition
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1 to the extent it purports to seek documents protected by the attorney-client privilege, the work
2 product doctrine, or any other applicable privilege or protection.

3 **SPECIFIC RESPONSES AND OBJECTIONS**

4 **INTERROGATORY NO. 1:**

5 Identify when and to whom Google issued a litigation hold notice in connection with this
6 Case, and, for each such recipient of a litigation hold notice, state the categories of information
7 and data the recipient was instructed to preserve and collect, and the specific actions the recipient
8 was instructed to take to that end.

9 **RESPONSE TO INTERROGATORY NO. 1:**

10 Google incorporates by reference all General Objections into this Interrogatory as if
11 stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous
12 with respect to the undefined term “in connection with.” Plaintiffs have no right to discovery of
13 information that is not relevant to a party’s claims or defenses, particularly so when “the
14 discovery sought is collateral to the relevant issues (i.e. discovery on discovery).” *See* Fed. R.
15 Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX),
16 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No.
17 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google also
18 objects to this Interrogatory as overly broad and unduly burdensome as it requests Google to
19 identify every person who received a legal hold notice in connection in this Case, and when they
20 received it, regardless of whether that individual is an agreed-upon custodian. Accordingly,
21 Google will limit its Response to the legal hold notices issued to agreed-upon custodians in this
22 Case. Google also objects to this Interrogatory to the extent that it seeks information protected by
23 the attorney-client privilege and/or work product doctrine or is otherwise privileged or protected
24 from discovery. *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL

697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he manner in which [a party] and its attorneys conducted discovery (e.g. who was involved and ‘all documents concerning same’)—‘discovery on discovery’—is not an appropriate topic of discovery and numerous courts have disallowed such discovery.”).

Subject to and without waiving the foregoing General and Specific Objections, Google responds that it first issued legal hold notices to Custodians for these matters on the dates reflected in Exhibit *A*. With respect to Plaintiffs’ request for “the categories of information and data the recipient was instructed to preserve and collect, and the specific actions the recipient was instructed to take to that end,” Google is willing to discuss a possible non-waiver agreement with Plaintiffs that would allow all parties to exchange specified legal hold instructions without the risk that another party may claim that such a disclosure waives any privilege or work product protections.

INTERROGATORY NO. 2:

Identify when and to whom Google issued a litigation hold notice or document preservation notice in connection with the Civil Investigative Demands served on Google by the United States beginning on January 1, 2019 (e.g., Civil Investigative Demand Nos. 30092, 30120, and 30121); Nebraska on January 17, 2020; and Utah on July 31, 2020, this Case, and, for each such recipient of a litigation hold notice or document preservation notice, state the categories of information and data the recipient was instructed to preserve and collect, and the specific actions the recipient was instructed to take to that end.

RESPONSE TO INTERROGATORY NO. 2:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google objects to this Interrogatory as irrelevant to the extent it purports to seek information about investigations that are separate and distinct from the current litigation.

1 Steps that Google has taken to meet its discovery obligations in *other* matters are irrelevant and
2 thus outside the scope of even potentially discoverable information. Google also objects to this
3 Interrogatory as overbroad, vague, and ambiguous with respect to the undefined term “in
4 connection with.” Plaintiffs have no right to discovery of information that is not relevant to a
5 party’s claims or defenses, particularly so when “the discovery sought is collateral to the relevant
6 issues (i.e. discovery on discovery).” *See* Fed. R. Civ. P. 26(b)(1); *Perez v. DirecTV Grp.*
7 *Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX), 2020 WL 5875026, at *2 (C.D. Cal. Aug.
8 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL
9 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google also objects to this Interrogatory to the extent
10 it purports to seek discovery of information not relevant and disproportionate to the needs of this
11 litigation. Google also objects to this Interrogatory as overly broad and unduly burdensome due
12 to its request to identify every person who received “a legal hold notice or document
13 preservation notice in connection with the Civil Investigative Demands served on Google by the
14 United States beginning on January 1, 2019 (e.g., Civil Investigative Demand Nos. 30092,
15 30120, and 30121); Nebraska on January 17, 2020; and Utah on July 31, 2020, this Case” and
16 when they received it. Google also objects this Interrogatory to the extent that it is duplicative of
17 INTERROGATORY NO. 1, to the extent it is requesting Google “identify when and to whom
18 Google issued a litigation hold notice in connection with ... this Case.” Google also objects to
19 this Interrogatory to the extent that it seeks information protected by the attorney-client privilege
20 and/or work product doctrine or is otherwise privileged or protected from discovery. *See, e.g.,*
21 *Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL 697663, at *6 (D. Md. Feb. 21,
22 2017) (“[T]he manner in which [a party] and its attorneys conducted discovery (e.g. who was
23 involved and ‘all documents concerning same’)—‘discovery on discovery’—is not an
24 appropriate topic of discovery and numerous courts have disallowed such discovery.”).

1 Subject to the foregoing General and Specific Objections, Google will not respond to this
2 Interrogatory.

3 **INTERROGATORY NO. 3:**

4 For each Custodian, state whether the Custodian used Google Chat for business purposes
5 during the Custodial Period applicable to the Custodian and Your basis for making that
6 determination.

7 **RESPONSE TO INTERROGATORY NO. 3:**

8 Google incorporates by reference all General Objections into this Interrogatory as if
9 stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous
10 with respect to the undefined terms “business purposes” and “applicable.” Plaintiffs have no
11 right to discovery of information that is not relevant to a party’s claims or defenses. *See* Fed. R.
12 Civ. P. 26(b)(1); *Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL
13 7779017, at *1 (N.D. Cal. Dec. 31, 2020); *AdTrader, Inc. v. Google LLC*, No. 17-cv-07082-BLF
14 (VKD), 2020 WL 5106707, at *2 (N.D. Cal. Aug. 31, 2020). Thus, Google objects to Plaintiffs’
15 use of the undefined term “business purposes” as not relevant, overly broad, ambiguous, and
16 disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest
17 that Google is obligated preserve all documents created for “business purposes” regardless of its
18 subject matter. The Federal Rules of Civil Procedure do not require that a party preserve such a
19 vast scope of documents. Despite Google’s objection to the scope of this request, Google will
20 interpret the term “business purposes” to mean “anything related to work,” as Plaintiffs’ counsel
21 defined the term in the deposition of Tian Lim (Lim Dep. Tr. 448:6-8), including logistical
22 communications. Google further objects to the use of the term “Custodial Period” as overly
23 broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require
24 that Google preserve documents for the entire “agreed timeframe for which Google has agreed to
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1 collect, search for, and produce documents for that Custodian.” Despite the fact that Google’s
2 obligation to preserve began only when it could have reasonably anticipated that documents and
3 files would be the subject of litigation, i.e., no earlier than the date that Plaintiffs filed their
4 complaints, Google will respond to this request based on Plaintiffs’ definition of Custodial
5 Period. Google also objects to this Interrogatory to the extent that it seeks information protected
6 by the attorney-client privilege and/or work product doctrine or is otherwise privileged or
7 protected from discovery. *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017
8 WL 697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he manner in which [a party] and its attorneys
9 conducted discovery (e.g. who was involved and ‘all documents concerning same’)—‘discovery
10 on discovery’—is not an appropriate topic of discovery and numerous courts have disallowed
11 such discovery.”).

12 Subject to and without waiving the foregoing General and Specific Objections and
13 without conceding that Google had an obligation to preserve all chats used “for business
14 purposes” regardless of subject matter during Plaintiffs’ broadly defined “Custodial Period”,
15 Google responds that after performing a reasonable and diligent investigation, including, but not
16 limited to, speaking to Custodians, Google determined that all Custodians used Google Chat at
17 least once for business purposes during their Custodial Period, which includes anything related to
18 work and/or logistical communications.

19 **INTERROGATORY NO. 4:**

20 For each Custodian, state the start and end date, if applicable, of each litigation hold
21 applicable to the Custodian during the Custodial Period for that Custodian.

22 **RESPONSE TO INTERROGATORY NO. 4:**

23 Google incorporates by reference all General Objections into this Interrogatory as if
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1 stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous
2 with respect to the undefined term “applicable.” Plaintiffs have no right to discovery of
3 information that is not relevant to a party’s claims or defenses, particularly so when “the
4 discovery sought is collateral to the relevant issues (i.e. discovery on discovery).” *See* Fed. R.
5 Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX),
6 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No.
7 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google also
8 objects to this Interrogatory to the extent that it seeks information protected by the attorney-client
9 privilege and/or work product doctrine or is otherwise privileged or protected from discovery.
10 *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL 697663, at *6 (D. Md.
11 Feb. 21, 2017) (“[T]he manner in which [a party] and its attorneys conducted discovery (e.g.
12 who was involved and ‘all documents concerning same’)—‘discovery on discovery’—is not an
13 appropriate topic of discovery and numerous courts have disallowed such discovery.”). Google
14 also objects to this Interrogatory to the extent that it is duplicative of INTERROGATORY NO. 1
15 and INTERROGATORY NO. 2. Google also objects to this Interrogatory as irrelevant and
16 unduly burdensome to the extent it purports to seek information about investigations or
17 litigations that are separate and distinct from the current litigation. Steps that Google has taken to
18 meet its discovery obligations in *other* matters are irrelevant and thus outside the scope of even
19 potentially discoverable information. Accordingly, Google will only provide the start and end
20 date for each legal hold received by Custodians that are related to this Case.

21 Subject to and without waiving the foregoing General and Specific Objections, Google
22 responds that the start and end dates for each legal hold Custodians received in this litigation are
23 set forth in Exhibit *B*. Google will not provide information about legal holds in other litigation
24 matters as they are irrelevant.

INTERROGATORY NO. 5:

For each Custodian, state whether during the time periods for the Custodian identified in response to Interrogatory No. 4 the Custodian preserved any Google Chats by enabling a history function or turning off an auto-delete function.

RESPONSE TO INTERROGATORY NO. 5:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the undefined terms “history function” and “auto-delete function.” Plaintiffs have no right to discovery of information that is not relevant to a party’s claims or defenses. *See Fed. R. Civ. P. 26(b)(1); Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020); *AdTrader, Inc. v. Google LLC*, No. 17-cv-07082-BLF (VKD), 2020 WL 5106707, at *2 (N.D. Cal. Aug. 31, 2020). Google further objects to this Interrogatory as ambiguous as to time; to the extent the Interrogatory references the term “Custodial Period” from Interrogatory No. 4, Google objects to that term as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require that Google preserve documents for the entire “agreed timeframe for which Google has agreed to collect, search for, and produce documents for that Custodian.” Despite the fact that Google’s obligation to preserve began only when it could have reasonably anticipated that documents and files would be the subject of litigation, i.e., no earlier than the date that Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs’ definition of Custodial Period. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the term “any Google Chats” to the extent it seeks discovery of information not relevant to the subject matter of the litigation and disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest that Google is obligated to preserve “any Google Chat”

1 regardless of whether or not it is relevant to this litigation. The Federal Rules of Civil Procedure
2 do not require that a party preserve such a vast scope of documents.

3 Subject to and without waiving the foregoing General and Specific Objections and
4 without conceding that Google had an obligation to preserve “any Google Chat” regardless of
5 subject matter during Plaintiffs’ broadly defined “Custodial Period”, Google responds that
6 Google has no way to systematically track which individual in a Chat turned “history on.” A list
7 of Custodians who recall that they have preserved Google Chats by turning “history on” during
8 their Custodial Period is set forth in Exhibit *C*. Google further responds, however, that Google
9 had collected chats from each and every agreed-upon custodian through its standard ESI
10 preservation and collection method, totaling over 127K chats, and that a participant in those
11 chats must have taken the step of turning “history on.” In addition, Chats that occur in what are
12 known as Threaded Rooms / Spaces always have “history on,” and threads the custodian
13 participated in are preserved indefinitely while a custodian is subject to a legal hold. Chats can
14 also be preserved by other means, such as by copying and pasting the text of the Chat into
15 another document and/or by saving screenshots. Google reiterates that it is willing to discuss a
16 possible non-waiver agreement with Plaintiffs that would allow all parties to exchange specified
17 legal hold instructions without the risk that another party may claim that such a disclosure
18 waives any privilege or work product protections.

19 **INTERROGATORY NO. 6:**

20 For each Custodian, state (a) whether the Custodian preserved any Google Chats in any
21 manner during the Custodial Period for that Custodian, (b) whether the Custodian provided such
22 Google Chats to counsel, (c) whether the Custodian provided such Google Chats to in-house
23 counsel or to outside counsel, and (d) the Bates number of any produced Google Chat files.

24 **RESPONSE TO INTERROGATORY NO. 6:**

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the term “any Google Chat” to the extent it seeks discovery of information not relevant to the subject matter of the litigation and disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest that Google is obligated to preserve “any Google Chat” regardless of whether it is relevant to this litigation. The Federal Rules of Civil Procedure do not require that a party preserve such a vast scope of documents. Plaintiffs have no right to discovery of information that is not relevant to a party’s claims or defenses - particularly so when “the discovery sought is collateral to the relevant issues (i.e. discovery on discovery).” *See* Fed. R. Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, SA CV 16-01440-JLS (DFMX), 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google further objects to the use of the term “Custodial Period” as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require that Google preserve documents for the entire “agreed timeframe for which Google has agreed to collect, search for, and produce documents for that Custodian.” Despite the fact that Google’s obligation to preserve began only when it could have reasonably anticipated that documents and files would be the subject of litigation, i.e., no earlier than the date that Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs’ definition of Custodial Period. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the undefined term “any manner.” Google also objects to this Interrogatory to the extent that it seeks information protected by the attorney-client privilege and/or work product doctrine or is otherwise privileged or protected from discovery. *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL 697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he manner in which [a

1 party] and its attorneys conducted discovery (e.g. who was involved and ‘all documents
2 concerning same’)—‘discovery on discovery’—is not an appropriate topic of discovery and
3 numerous courts have disallowed such discovery.”).

4 Subject to and without waiving the foregoing General and Specific Objections and
5 without conceding that Google had an obligation to preserve “any Google Chat” regardless of
6 subject matter during Plaintiffs’ broadly defined “Custodial Period”, Google responds that, as
7 described in response to Interrogatory 5, Google has no way to systematically track which
8 Custodians preserved Chats by turning “history on” or in any other manner, such as by copying
9 and pasting the text of the Chat into another document and/or by saving screenshots. However,
10 Google Chats may be and are preserved by such methods, and Google has, in fact, collected
11 chats from each and every agreed-upon custodian totaling over 127K chats, through its standard
12 ESI preservation and collection methods. With that in mind, Google responds that the list of
13 Custodians who recall that they have preserved at least one Google Chat in any manner,
14 including by turning “history on”, during their Custodial Period is set forth in Exhibit *D*.¹
15 Google further responds that Custodians did not, in most instances, affirmatively “provide” such
16 Google Chats to counsel—either in-house or outside counsel—but such Google Chats were
17 preserved and collected through standard ESI preservation and collection methods. The Bates
18 numbers of produced Google Chats that Google has been able to identify as responsive to
19 Plaintiffs’ previously served requests for production are set forth in Exhibit *E*

20 **INTERROGATORY NO. 7:**

21
22
23 ¹ For the avoidance of doubt, Google further responds that, as described in response to
24 Interrogatory 5, Chats that occur in what are known as Threaded Rooms / Spaces always have
25 “history on,” and threads in Threaded Rooms in which the custodian participated are preserved
indefinitely while a custodian is subject to a legal hold; the preservation of such Chats are not
captured in Google’s response to this Interrogatory.

For each Custodian, state whether any of the Custodian's Google Chat files were destroyed or otherwise deleted (a) on or after August 13, 2020; or (b) while the Custodian was subject to a litigation hold (or any other form of document preservation hold) during the Custodial Period for that Custodian; and if the answer to either (a) or (b) is "yes", whether all the Custodian's Google Chat files were destroyed or otherwise deleted.

RESPONSE TO INTERROGATORY NO. 7:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the term "any of the Custodian's Google Chat files" to the extent it seeks discovery of information not relevant to the subject matter of the litigation and disproportionate to the needs of this litigation. Plaintiffs have no right to discovery of information that is not relevant to a party's claims or defenses, particularly so when "the discovery sought is collateral to the relevant issues (i.e. discovery on discovery)." *See* Fed. R. Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX), 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google further objects to the used of the term "Custodial Period" as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require that Google preserve documents for the entire "agreed timeframe for which Google has agreed to collect, search for, and produce documents for that Custodian." Despite the fact that Google's obligation to preserve began only when it could have reasonably anticipated that documents and files would be the subject of litigation, i.e., no earlier than the date that Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs' definition of Custodial Period. Google also objects to this Interrogatory as irrelevant to the extent it purports to seek information related to preservation obligations for investigations or

1 litigations that are separate and distinct from the preservation obligations of the current litigation.
2 Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the
3 undefined terms “destroyed” and “otherwise deleted.” Google also objects to this Interrogatory
4 to the extent that it seeks information protected by the attorney-client privilege and/or work
5 product doctrine or is otherwise privileged or protected from discovery. *See, e.g., Fish v. Air &*
6 *Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL 697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he
7 manner in which [a party] and its attorneys conducted discovery (e.g. who was involved and ‘all
8 documents concerning same’)—‘discovery on discovery’—is not an appropriate topic of
9 discovery and numerous courts have disallowed such discovery.”).

10 Subject to and without waiving the foregoing General and Specific Objections and
11 without conceding that Google had an obligation to preserve “any” Google Chat files regardless
12 of subject matter during Plaintiffs’ broadly defined “Custodial Period”, Google responds as
13 follows: Google’s default settings for Google Chats is set for its entire organization as “history
14 off.” When a chat is set to “history off” messages are no longer available to the user after 24
15 hours, and Google has no available method or tool to hold, retain, or search for those messages,
16 even during the 24-hour period. Thus, the Google Chats that are available are (a) one-on-one or
17 group chat messages that had “history on,” or (b) Threaded Rooms / Spaces, which always have
18 “history on.” For purposes of preservation for custodians subject to a legal hold, the “history on”
19 one-on-one or group chats and the threads in which a custodian participated in Threaded Rooms /
20 Spaces are preserved indefinitely while the custodian is subject to a legal hold. To be clear,
21 however, Chats may also be available if an individual took another action to preserve them, such
22 as copying and pasting Chats into a document, or forwarding the Google Chat to Gmail.
23 Reiterating Google’s objection as to relevance and overbreadth, Google understands that
24 Custodians did not turn “history on” for every single chat on any subject on or after August 13,

2020. Google further responds that it is willing to discuss a possible non-waiver agreement with Plaintiffs that would allow all parties to exchange specified legal hold instructions without the risk that another party may claim that such a disclosure waives any privilege or work product protections.

INTERROGATORY NO. 8:

Identify all Chat Rooms in which at least one Custodian sent or received business-related chats during the applicable Custodial Period and for each identified Chat Room, state whether any contents of the Chat Room have been destroyed or otherwise deleted while the relevant Custodian was subject to a litigation hold during the Custodial Period.

RESPONSE TO INTERROGATORY NO. 8:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Plaintiffs have no right to discovery of information that is not relevant to a party's claims or defenses, particularly so when "the discovery sought is collateral to the relevant issues (i.e. discovery on discovery)." *See* Fed. R. Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX), 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Google objects to Plaintiffs' request for "all Chat Rooms and "business-related chats" as not relevant, overly broad, ambiguous, and disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest that Google is obligated to preserve all such chats regardless of their subject matter. The Federal Rules of Civil Procedure do not require that a party preserve such a vast scope of documents. Despite Google's objection to the scope of this request, Google will interpret the term "business-related" to mean "anything related to work," as Plaintiffs' counsel defined the functionally identical term "business purposes" in the deposition of Tian Lim (Lim Dep. Tr. 448:6-8),

1 including logistical communications. Google further objects to the used of the term “Custodial
2 Period” as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it
3 purports to require that Google preserve documents for the entire “agreed timeframe for which
4 Google has agreed to collect, search for, and produce documents for that Custodian.” Despite the
5 fact that Google’s obligation to preserve began only when it could have reasonably anticipated
6 that documents and files would be the subject of litigation, i.e., no earlier than the date that
7 Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs’
8 definition of Custodial Period. Google also objects to this Interrogatory as overbroad, vague, and
9 ambiguous with respect to the undefined terms “destroyed” and “otherwise deleted.” Google also
10 objects to this Interrogatory to the extent that it seeks information protected by the attorney-client
11 privilege and/or work product doctrine or is otherwise privileged or protected from discovery.
12 Finally, Google objects to this Interrogatory as overbroad, unduly burdensome, and
13 disproportionate to the needs of this Case to the extent it asks Google to “[i]dentify all Chat
14 Rooms in which at least one Custodian sent or received business-related chats during the
15 applicable Custodial Period,” which response would require Google to undertake a burdensome
16 manual review of individual Chat Rooms for chats that may be irrelevant to the subject matter of
17 the litigations and without the benefit of agreed-upon search terms.

18 Subject to and without waiving the foregoing General and Specific Objections and
19 without conceding that Google had an obligation to preserve all “business-related chats”
20 regardless of subject matter during Plaintiffs’ broadly defined “Custodial Period,” Google
21 responds that Google has taken steps to preserve all threads in Threaded Rooms / Spaces of
22 which a Custodian participated and are being preserved indefinitely. Google is collecting all
23 threads within Threaded Rooms / Spaces that an agreed-upon Custodian participated in, will run
24
25

1 the agreed-upon search terms on those collected Threaded Rooms / Spaces, and will produce
2 non-privileged, responsive chats for each custodian's Custodial Period.

3 **INTERROGATORY NO. 9:**

4 State whether Google has any Data Source within its possession, custody or control that
5 may provide a mechanism to recover or access destroyed or otherwise deleted Google Chat files
6 and Chat Room contents.

7 **RESPONSE TO INTERROGATORY NO. 9:**

8 Google incorporates by reference all General Objections into this Interrogatory as if
9 stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous
10 with respect to the terms "any Data Source," "Google Chat files," and "Chat Room contents."
11 Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the
12 undefined terms "destroyed" and "otherwise deleted."

13 Subject to and without waiving the foregoing General and Specific Objections, Google
14 responds as follows: Google's legal hold implementation tool, which is available to all Google
15 Workspace customers, preserves indefinitely while a custodian is subject to a hold all Google
16 Chats where history is on and threads in Threaded Rooms / Spaces in which the custodian
17 participated. Google has used this tool to collect and review chats for responsiveness for this
18 litigation. For Chats where history is off, Google does not have a Data Source within its
19 possession, custody or control that may provide a mechanism to recover or access destroyed or
20 otherwise deleted Google Chat files and Chat Room contents.

21 **INTERROGATORY NO. 10:**

22 State Google's Text Message retention policy and any other related policies You had in
23 place during the date ranges identified in response to Interrogatory No. 4.

24 **RESPONSE TO INTERROGATORY NO. 10:**

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the terms “Text Message retention policy” and “any other related policies.” Google also objects to this Interrogatory to the extent that it seeks information protected by the attorney-client privilege and/or work product doctrine or is otherwise privileged or protected from discovery. *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No. CV GLR-16-496, 2017 WL 697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he manner in which [a party] and its attorneys conducted discovery (e.g. who was involved and ‘all documents concerning same’)—‘discovery on discovery’—is not an appropriate topic of discovery and numerous courts have disallowed such discovery.”).

Subject to and without waiving the foregoing General and Specific Objections, Google responds that Google does not have a specific Text Message retention policy. Google is also willing to discuss a possible non-waiver agreement with Plaintiffs that would allow all parties to exchange specified legal hold instructions without the risk that another party may claim that such a disclosure waives any privilege or work product protections.

INTERROGATORY NO. 11:

Identify all Custodians who used text messages for business purposes during the Custodial Period for each such Custodian.

RESPONSE TO INTERROGATORY NO. 11:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the terms “business purposes” and “text messages.” Plaintiffs have no right to discovery of information that is not relevant to a party’s claims or defenses. *See Fed. R. Civ. P. 26(b)(1); Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at

*1 (N.D. Cal. Dec. 31, 2020); *AdTrader, Inc. v. Google LLC*, No. 17-cv-07082-BLF (VKD), 2020 WL 5106707, at *2 (N.D. Cal. Aug. 31, 2020). Thus, Google objects to Plaintiffs’ use of the undefined term “business purposes” as not relevant, overly broad, ambiguous, and disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest that Google is obligated to preserve all text messages used for “business purposes” regardless of its subject matter. The Federal Rules of Civil Procedure do not require that a party preserve such a vast scope of documents. Despite Google’s objection to the scope of this request, Google will interpret the term “business purposes” to mean “anything related to work,” as Plaintiffs’ counsel defined the term in the deposition of Tian Lim (Lim Dep. Tr. 448:6-8), including logistical communications. Google further objects to the used of the term “Custodial Period” as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require that Google preserve documents for the entire “agreed timeframe for which Google has agreed to collect, search for, and produce documents for that Custodian.” Despite the fact that Google’s obligation to preserve began only when it could have reasonably anticipated that documents and files would be the subject of litigation, i.e., no earlier than the date that Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs’ definition of Custodial Period.

Subject to and without waiving the foregoing General and Specific Objections and without conceding that Google had an obligation to preserve all text messages used “for business purposes” regardless of subject matter during Plaintiffs’ broadly defined “Custodial Period”, Google responds that Custodians who recall that they may have used text messages for business purposes, meaning anything related to work and/or logistical text messages, during their Custodial Period are identified in Exhibit F.

INTERROGATORY NO. 12:

For each Custodian, explain how You determined whether or not the Custodian used Text Messages for business purposes during the Custodial Period for each such Custodian.

RESPONSE TO INTERROGATORY NO. 12:

Google incorporates by reference all General Objections into this Interrogatory as if stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous with respect to the terms “business purposes” and “text messages.” Plaintiffs have no right to discovery of information that is not relevant to a party’s claims or defenses, particularly so when “the discovery sought is collateral to the relevant issues (i.e. discovery on discovery).” *See* Fed. R. Civ. P. 26(b)(1); *Perez v. DirecTV Grp. Holdings, LLC*, No. SA CV 16-01440-JLS (DFMX), 2020 WL 5875026, at *2 (C.D. Cal. Aug. 17, 2020); *see also Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020). Thus, Google objects to Plaintiffs’ use of the undefined term “business purposes” as not relevant, overly broad, ambiguous, and disproportionate to the needs of this litigation, particularly to the extent that it purports to suggest that Google is obligated to preserve all text messages used for “business purposes” regardless of its subject matter. The Federal Rules of Civil Procedure do not require that a party preserve such a vast scope of documents. Despite Google’s objection to the scope of this request, Google will interpret the term “business purposes” to mean “anything related to work,” as Plaintiffs’ counsel defined the term in the deposition of Tian Lim (Lim Dep. Tr. 448:6-8), including logistical communications. Google further objects to the used of the term “Custodial Period” as overly broad, unduly burdensome, and ambiguous, particularly to the extent that it purports to require that Google preserve documents for the entire “agreed timeframe for which Google has agreed to collect, search for, and produce documents for that Custodian.” Despite the fact that Google’s obligation to preserve began only when it could have reasonably anticipated that documents and files would be the subject of litigation, i.e., no earlier than the

1 date that Plaintiffs filed their complaints, Google will respond to this request based on Plaintiffs'
2 definition of Custodial Period. Google also objects to this Interrogatory to the extent that it seeks
3 information protected by the attorney-client privilege and/or work product doctrine or is
4 otherwise privileged or protected from discovery. *See, e.g., Fish v. Air & Liquid Sys. Corp.*, No.
5 CV GLR-16-496, 2017 WL 697663, at *6 (D. Md. Feb. 21, 2017) (“[T]he manner in which [a
6 party] and its attorneys conducted discovery (e.g. who was involved and ‘all documents
7 concerning same’)—‘discovery on discovery’—is not an appropriate topic of discovery and
8 numerous courts have disallowed such discovery.”).

9 Subject to and without waiving the foregoing General and Specific Objections and
10 without conceding that Google had an obligation to preserve all text messages used “for business
11 purposes” regardless of subject matter during Plaintiffs’ broadly defined “Custodial Period”,
12 Google responds that it determined whether or not Custodians may have used text messages for
13 business purposes, meaning anything related to work and/or logistical text messages, during their
14 Custodial Period through a reasonable and diligent investigation, including, but not limited to,
15 custodial interviews.

16 **INTERROGATORY NO. 13:**

17 State whether Google has any Data Source within its possession, custody or control that
18 may provide a mechanism to access any Text Messages for the Custodians identified in response
19 to Interrogatory No. 11, or to recover any such Text Messages that have been destroyed or
20 otherwise deleted.

21 **RESPONSE TO INTERROGATORY NO. 13:**

22 Google incorporates by reference all General Objections into this Interrogatory as if
23 stated fully herein. Google also objects to this Interrogatory as overbroad, vague, and ambiguous
24 with respect to the terms “any Data Source” and “any Text Messages.” Plaintiffs have no right to
25

discovery of information that is not relevant to a party's claims or defenses. *See* Fed. R. Civ. P. 26(b)(1); *Epic Games, Inc. v. Apple Inc.*, No. 20-cv-05640-YGR (TSH), 2020 WL 7779017, at *1 (N.D. Cal. Dec. 31, 2020); *AdTrader, Inc. v. Google LLC*, No. 17-cv-07082-BLF (VKD), 2020 WL 5106707, at *2 (N.D. Cal. Aug. 31, 2020). Google also objects to this Interrogatory as not relevant, disproportionate to the needs of this litigation, and overly burdensome to the extent it purports to seek discovery of information from Data Sources that are merely duplicative of Text Messages already collected or available through less burdensome means. Accordingly, Google will limit its Response to Data Sources within Google's possession, custody or control that are not duplicative of Text Messages already collected or available through less burdensome means.

Subject to and without waiving the foregoing General and Specific Objections, after a reasonable and diligent investigation, Google responds that Google does not have any back-up Data Source within its possession, custody, or control that would provide a mechanism to access or recover any text messages identified in response to Interrogatory No. 11. However, Google is taking reasonable efforts to collect and produce text messages that are relevant to the issues in this Case and the lack of a back-up Data Source does not imply that any relevant text messages were improperly destroyed or otherwise deleted.

Dated: January 14, 2021

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Richard S. Taffet

Sujal J. Shah

Michelle Park Chiu

Minna Lo Naranjo

Rishi P. Satia

Respectfully submitted,

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Stephen J. McIntyre

Respectfully submitted,

By: /s/ Ian Simmons

Ian Simmons

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Marianna Y. Mao

By: /s/ Glenn Pomerantz

Glenn Pomerantz

EXHIBIT A

Custodian	Date of first litigation hold notice
Paul Bankhead	2020-09-11
Patrick Brady	2020-10-21
Eric Chu	2020-09-11
Christian Cramer	2020-10-21
Edward Cunningham	2020-10-08
Paul Feng	2020-09-11
Suzanne Frey	2020-09-22
Paul Gennai	2020-09-11
Kobi Glick	2020-10-28
Jon Gold	2021-04-20
Ben Goodger	2021-08-11
Adam Gutterman	2020-09-11
Don Harrison	2020-09-11
Greg Hartrell	2020-11-09
Sagar Kamdar	2020-09-11
David Kleidermacher	2020-09-11
Purnima Kochikar	2020-09-11
Lawrence Koh	2020-09-11
Jim Kolotouros	2020-09-11
Chris Li	2020-09-11
Tian Lim	2020-09-11
Hiroshi Lockheimer	2020-09-11
Mrinalini Loew	2020-09-11
Michael Marchak	2020-09-11
Justin Mattson	2021-09-20
Larry Page	N/A - departed Google prior to complaint filing
Sundar Pichai	2020-11-09
Ashish Pimplapure	2020-10-28
Ruth Porat	2021-06-15
Sebastian Porst	2020-09-11
Jamie Rosenberg	2020-09-11
Andy Rubin	N/A - departed Google prior to complaint filing
Cliff Samaniego	2020-09-11
Sameer Samat	2020-09-11
Eric Schmidt	N/A - departed Google prior to complaint filing
Hal Varian	2021-06-15
Kevin Wang	2020-09-22

EXHIBIT B

Custodian	Date of Initial Legal Hold Notice Related to <i>Epic Games, Inc. v. Google, In Re: Consumer Google Play Consumer Antitrust Litigation</i>, and <i>In Re: Google Play Developer Antitrust Litigation</i>	Date of Updated Legal Hold Notice Related to <i>Epic Games, Inc. v. Google, In Re: Consumer Google Play Consumer Antitrust Litigation</i>, and <i>In Re: Google Play Developer Antitrust Litigation</i>	Date of Initial Legal Hold Notice Related to <i>State of Utah, et al. v. Google</i>	Date of Updated Legal Hold Notice Related to <i>Epic Games, Inc. v. Google, In Re: Consumer Google Play Consumer Antitrust Litigation</i>, and <i>In Re: Google Play Developer Antitrust Litigation</i>	End Dates for All Legal Hold Notices
Paul Bankhead	2020-09-11	2021-03-23	2021-07-29	N/A - departed	Ongoing
Patrick Brady	2020-10-21	2021-03-23	2021-07-29	2022-01-12	Ongoing
Eric Chu	2020-09-11	2021-03-23	2021-07-29	N/A - departed	Ongoing
Christian Cramer	2020-10-21	2021-03-23	2021-07-29	2022-01-12	Ongoing
Edward Cunningham	2020-10-08	2021-03-23	2021-07-29	2022-01-12	Ongoing
Paul Feng	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Suzanne Frey	2020-09-22	2021-03-23	2021-07-29	2022-01-12	Ongoing
Paul Gennai	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Kobi Glick	2020-10-28	2021-03-23	2021-07-29	2022-01-12	Ongoing
Jon Gold	2021-04-20	2021-03-23	2021-07-29	2022-01-12	Ongoing
Ben Goodger	N/A - not yet identified	2021-08-11	2021-08-12	2022-01-12	Ongoing
Adam Gutterman	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Don Harrison	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Greg Hartrell	2020-11-09	2021-03-23	2021-07-29	2022-01-12	Ongoing
Sagar Kamdar	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
David Kleidermacher	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Purnima Kochikar	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Lawrence Koh	2020-09-11	2021-03-23	N/A - departed	N/A - departed	Ongoing
Jim Kolotouros	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Chris Li	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Tian Lim	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Hiroshi Lockheimer	2020-09-11	2021-03-23	2021-08-17	2022-01-12	Ongoing
Mrinalini Loew	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Michael Marchak	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Justin Mattson	N/A - not yet identified	2021-09-20	2021-09-20	2022-01-12	Ongoing
Larry Page	N/A - departed				
Sundar Pichai	2020-11-09	2021-03-23	2022-01-12	2022-01-12	Ongoing
Ashish Pimplapure	2020-10-28	2021-03-23	2021-07-29	2022-01-12	Ongoing
Ruth Porat	N/A - not yet identified	2021-06-15	2021-08-17	2022-01-12	Ongoing
Sebastian Porst	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Jamie Rosenberg	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Andy Rubin	N/A - departed				
Cliff Samaniego	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Sameer Samat	2020-09-11	2021-03-23	2021-07-29	2022-01-12	Ongoing
Eric Schmidt	N/A - departed				
Hal Varian	N/A - not yet identified	2021-06-15	2021-07-29	2022-01-12	Ongoing
Kevin Wang	2020-09-22	2021-03-23	2021-07-29	2022-01-12	Ongoing

EXHIBIT C

Custodian
Patrick Brady
Edward Cunningham
Paul Gennai
Kobi Glick
Jon Gold
Adam Gutterman
Greg Hartrell
David Kleidermacher
Purnima Kochikar
Mrinalini Loew
Ashish Pimplapure

EXHIBIT D

Custodian
Patrick Brady
Edward Cunningham
Paul Feng
Suzanne Frey
Paul Gennai
Kobi Glick
Jon Gold
Adam Gutterman
Greg Hartrell
Sagar Kamdar
David Kleidermacher
Purnima Kochikar
Lawrence Koh
Jim Kolotouros
Chris Li
Tian Lim
Mrinalini Loew
Ashish Pimplapure
Jamie Rosenberg
Cliff Samaniego
Sameer Samat

EXHIBIT E

Production::Begin Bates	Production::End Bates
GOOG-PLAY-000326905	GOOG-PLAY-000326907
GOOG-PLAY-000353866	GOOG-PLAY-000353866
GOOG-PLAY-000236038	GOOG-PLAY-000236038
GOOG-PLAY-000087767	GOOG-PLAY-000087767
GOOG-PLAY-000084580	GOOG-PLAY-000084581
GOOG-PLAY-000001860	GOOG-PLAY-000001860
GOOG-PLAY-000050671	GOOG-PLAY-000050671
GOOG-PLAY-000050672	GOOG-PLAY-000050673
GOOG-PLAY-000051073	GOOG-PLAY-000051074
GOOG-PLAY-000258891	GOOG-PLAY-000258891
GOOG-PLAY-000522209	GOOG-PLAY-000522209
GOOG-PLAY-000612542	GOOG-PLAY-000612542
GOOG-PLAY-000612502	GOOG-PLAY-000612504
GOOG-PLAY-000522215	GOOG-PLAY-000522215
GOOG-PLAY-000612483	GOOG-PLAY-000612484
GOOG-PLAY-000478888	GOOG-PLAY-000478888
GOOG-PLAY-000475241	GOOG-PLAY-000475241
GOOG-PLAY-000496819	GOOG-PLAY-000496820
GOOG-PLAY-000434727	GOOG-PLAY-000434727
GOOG-PLAY-000434324	GOOG-PLAY-000434324
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GOOG-PLAY-007998418	GOOG-PLAY-007998433
GOOG-PLAY-007998974	GOOG-PLAY-007998976
GOOG-PLAY-007999002	GOOG-PLAY-007999006
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GOOG-PLAY-008706845	GOOG-PLAY-008706846
GOOG-PLAY-007873896	GOOG-PLAY-007873900
GOOG-PLAY-007866241	GOOG-PLAY-007866241
GOOG-PLAY-009200690	GOOG-PLAY-009200691
GOOG-PLAY-009211677	GOOG-PLAY-009211678
GOOG-PLAY-009240809	GOOG-PLAY-009240809
GOOG-PLAY-009240861	GOOG-PLAY-009240864
GOOG-PLAY-009455258	GOOG-PLAY-009455260
GOOG-PLAY-009368403	GOOG-PLAY-009368405
GOOG-PLAY-009352703	GOOG-PLAY-009352708

EXHIBIT F

Custodian
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Don Harrison
David Kleidermacher
Purnima Kochikar
Chris Li
Hiroshi Lockheimer
Justin Mattson
Sundar Pichai
Ashish Pimplapure
Jamie Rosenberg

VERIFICATION

I, Andre Golueke, am a Senior Legal Operations Manager at Google LLC ("Google"). On behalf of Google, I have read the foregoing interrogatories and responses, and I verify that the responses are true according to the best of my knowledge, information, and belief based on a reasonable inquiry. I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 14th day of January, 2022, in Orinda, California.

Andre Golueke

Andre Golueke

PROOF OF SERVICE BY ELECTRONIC MAIL

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 560 Mission Street, 27th Floor San Francisco, California 94105.

On January 14, 2022, I served a copy of the within documents:

DEFENDANTS GOOGLE LLC, GOOGLE IRELAND LIMITED, GOOGLE COMMERCE LTD., GOOGLE ASIA PACIFIC PTE. LTD. AND GOOGLE PAYMENT CORP.'S RESPONSES AND OBJECTIONS TO PLAINTIFFS' DOCUMENT PRESERVATION INTERROGATORIES

by transmitting via electronic mail the document(s) listed above to each of the person(s) set forth below.

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5 **OF JUSTICE**

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9 *Counsel for the Plaintiff States*

10 Executed on January 14, 2022, in San Francisco, California. I declare under penalty of
11 perjury under the laws of the State of California that the above is true and correct.

12 /s/ Emily Curran-Huberty